

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

ORIGINAL
ILLINOIS
COMMERCE COMMISSION

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

JUN 27 3 26 PM '01

COMMONWEALTH EDISON COMPANY	:	CHIEF CLERK'S OFFICE
	:	
Petition for expedited approval of implementation of a market-based alternative tariff, to become effective on or before May 1, 2000, pursuant to Article IX and Section 16-112 of the Public Utilities Act.	:	No. 00-0259
	:	
	:	(Cons.)
	:	
CENTRAL ILLINOIS PUBLIC SERVICE COMPANY	:	
UNION ELECTRIC COMPANY	:	
	:	No. 00-0395
	:	
Petition for approval of revisions to market value tariff, Rider MV.	:	
	:	
	:	
ILLINOIS POWER COMPANY	:	
	:	No. 00-0461
	:	
Proposed new Rider MVI and revisions to Rider TC.	:	

NOTICE OF APPEAL

TO: Donna Caton, Chief Clerk
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

THE ILLINOIS COMMERCE COMMISSION IS HEREBY NOTIFIED that, A. Finkl & Sons, Abbott Laboratories, Inc., Air Products & Chemicals Company, Bunge Lauhoff Grain Company, Cargill, Inc., Caterpillar Inc., Daimler Chrysler Corporation, Ford Motor Company, Granite City Steel Division of National Steel Corporation, Illinois Cement Company, LTV Steel Company, Marathon Ashland Petroleum, Modern Drop Forge Company, Monsanto Company, Motorola, Inc., Nabisco Brands, Inc., Northwestern Steel & Wire Company, Olin Corporation, Owens-Illinois, Inc., PPG Industries, Inc., R. R. Donnelley & Sons Company, Spectrulite Consortium, Inc., U.S. Silica Company and Viskase Corporation, (the "Illinois Industrial Energy Consumers" or "IIEC"), as Respondents in the above entitled consolidated proceedings, have been adversely affected by the Order entered by the Illinois Commerce Commission in said Consolidated

Docket Nos. 00-0259/0395/0461 on April 11, 2001, notice of which Order was received on April 13, 2001. Accordingly, said parties herewith file notice of their appeal of said Order; pursuant to the provisions of Section 10-201 of the Illinois Public Utilities Act (220 ILCS 5/10-201) and state further:

1. On May 11, 2001, said parties duly filed with the Illinois Commerce Commission an Application for Rehearing of the April 11, 2001 Order, after service of notice of such Order was made on Appellants on April 13, 2001.

2. The Illinois Commerce Commission refused to grant said Application for Rehearing on May 23, 2001, notice of which decision was received by these parties on May 24, 2001, and has failed to take any further action on said Application for Rehearing pursuant to the provisions of Section 10-113 of the Public Utilities Act of Illinois. (220 ILCS 5/10-113).

WHEREFORE, the above named parties, as the Illinois Industrial Energy Consumers, are hereby giving notice to the Illinois Commerce Commission of the appeal of the April 11, 2001 Order of the Illinois Commerce Commission in Consolidated Dockets 00-0259/0395/0461 to the Illinois Appellate Court, Fourth District, for the purpose of having the reasonableness and lawfulness of same inquired into and determined.

DATED this 27th day of June, 2001.

A. FINKL & SONS CO., et. al.


Randall Robertson

Eric Robertson

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STATE OF ILLINOIS :
: SS
COUNTY OF MADISON :

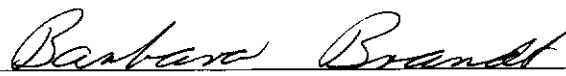
PROOF OF SERVICE

I, Randall Robertson, being an attorney admitted to practice in the State of Illinois, and one of the attorneys for the Illinois Industrial Energy Consumers, do hereby certify that on the 27th day of June, 2001, I did serve a copy of the foregoing Notice of Appeal on the Illinois Commerce Commission, with Proof of Service thereon, by filing a copy of same with the Clerk of the Illinois Commerce Commission at the Springfield, Illinois office of the Illinois Commerce Commission and on the parties in interest by depositing same in the United States Mail in Granite City, Illinois, 62040, addressed as shown on the attached service list, with postage fully prepaid thereon.



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SUBSCRIBED AND SWORN TO before me, a Notary Public, on this 27th day of June, 2001.



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RECEIVED

JUN 27 2001

CLERK OF THE
APPELLATE COURT, 4TH DIST.

NO. _____

IN THE APPELLATE COURT OF ILLINOIS
FOR THE FOURTH APPELLATE DISTRICT

A. FINKL & SONS CO., INC., ABBOTT LABORA-
TORIES, INC., AIR PRODUCTS & CHEMICALS CO.,
BUNGE LAUHOFF GRAIN COMPANY, CARGILL,
INC., CATERPILLAR INC., DAMILER CHRYSLER
CORPORATION, FORD MOTOR COMPANY,
GRANITE CITY STEEL DIVISION OF NATIONAL
STEEL CORPORATION, ILLINOIS CEMENT
COMPANY, LTV STEEL COMPANY, MARATHON
ASHLAND PETROLEUM, MODERN DROP FORGE
COMPANY, MONSANTO COMPANY, MOTOROLA,
INC., NABISCO BRANDS, INC., NORTHWESTERN
STEEL & WIRE COMPANY, OLIN CORPORA-
TION, OWENS-ILINOIS, INC., PPG INDUSTRIES,
INC., R. R. DONNELLEY & SONS COMPANY,
SPECTRULITE CONSORTIUM, INC., U.S.
SILICA COMPANY & VISKASE CORPORATION

Petitioners/Appellants

v.

ILLINOIS COMMERCE COMMISSION, COMMON-
WEALTH EDISON COMPANY, ILLINOIS POWER
COMPANY, AMEREN UE, NEW ENERGY MID-
WEST, CENTRAL ILLINOIS PUBLIC SERVICE
COMPANY, OFFICE OF THE ATTORNEY GENE-
RAL, UNICOM CORPORATION AND PEOPLES
ENERGY SERVICES CORPORATION,

Respondents/Appellees.

Petition for Review of the
April 11, 2001 Order of
the Illinois Commerce
Commission in ICC
Consolidated Dockets
00-0259/0394/0461

Appellate Court No.

CHIEF CLERK'S OFFICE

JUN 27 3 42 PM '01

ILLINOIS
COMMERCE COMMISSION

NOTICE OF FILING OF PETITION FOR REVIEW

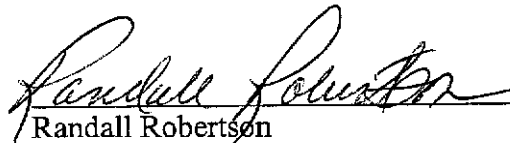
TO: All Parties on the Attached Service List

BE NOTIFIED that pursuant to Supreme Court Rule 335, the attached Petition for Review
of A. Finkl & Sons Co., Inc., et. al., will be filed in the Appellate Court of Illinois, Fourth Appellate

District, on the 27th day of June, 2001 with respect to the Order entered by the Illinois Commerce Commission entered on April 11, 2001 and noticed on April 13, 2001 in Consolidated Dockets 00-0259/0395/0461.

DATED this 27th day of June, 2001.

Respectfully submitted,



Randall Robertson

Eric Robertson

Lueders, Robertson & Konzen

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erobertson@lrklaw.com

IN THE APPELLATE COURT
FOURTH APPELLATE DISTRICT

A. FINKL & SONS CO., INC., ABBOTT LABORA- :
TORIES, INC., AIR PRODUCTS & CHEMICALS CO., :
BUNGE LAUHOFF GRAIN COMPANY, CARGILL, :
INC., CATERPILLAR INC., DAMILER CHRYSLER :
CORPORATION, FORD MOTOR COMPANY, :
GRANITE CITY STEEL DIVISION OF NATIONAL :
STEEL CORPORATION, ILLINOIS CEMENT :
COMPANY, LTV STEEL COMPANY, MARATHON :
ASHLAND PETROLEUM, MODERN DROP FORGE :
COMPANY, MONSANTO COMPANY, MOTOROLA, :
INC., NABISCO BRANDS, INC., NORTHWESTERN :
STEEL & WIRE COMPANY, OLIN CORPORA- :
TION, OWENS-ILINOIS, INC., PPG INDUSTRIES, :
INC., R. R. DONNELLEY & SONS COMPANY, :
SPECTRULITE CONSORTIUM, INC., U.S. :
SILICA COMPANY & VISKASE CORPORATION :

Petitioners/Appellants :

v. :

ILLINOIS COMMERCE COMMISSION, COMMON- :
WEALTH EDISON COMPANY, ILLINOIS POWER :
COMPANY, AMEREN UE, NEW ENERGY MID- :
WEST, CENTRAL ILLINOIS PUBLIC SERVICE :
COMPANY, OFFICE OF THE ATTORNEY GENE- :
RAL, UNICOM CORPORATION AND PEOPLES :
ENERGY SERVICES CORPORATION, :

Respondents/Appellees. :

Petition for Review of the
April 11, 2001 Order of
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Commission in ICC
Consolidated Dockets
00-0259/0394/0461

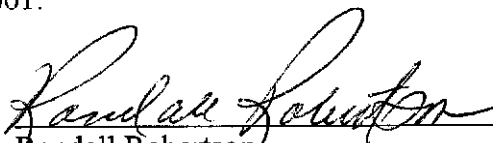
Appellate Court No.

PETITION FOR REVIEW

Pursuant to Section 10-201 of the Illinois Public Utilities Act (the "Act"), 220 ILCS 5/10-201) and Supreme Court Rule 335, A. Finkl & Sons, Inc., et. al., hereby Petition the Court for review of the Order of the Illinois Commerce Commission entered on April 11, 2001 in Consolidated Dockets 00-0259/0395/0461 of the Commission, notice of which was served on A. Finkl & Sons Co., et. al., on April 13, 2001.

Notice of the subject appeal was filed with the Illinois Commerce Commission on the 27th day of June, 2001. A copy of said Notice of Appeal to the Illinois Commerce Commission with proof of service thereof is filed herewith.

DATED this 27th day of June, 2001.



Randall Robertson

Eric Robertson

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STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

COMMONWEALTH EDISON COMPANY	:	
	:	
Petition for expedited approval of implementation of	:	No. 00-0259
a market-based alternative tariff, to become effective	:	
on or before May 1, 2000, pursuant to Article IX and	:	
Section 16-112 of the Public Utilities Act.	:	(Cons.)
 CENTRAL ILLINOIS PUBLIC SERVICE COMPANY	:	
UNION ELECTRIC COMPANY	:	
	:	No. 00-0395
Petition for approval of revisions to market value	:	
tariff, Rider MV.	:	
 ILLINOIS POWER COMPANY	:	
	:	No. 00-0461
Proposed new Rider MVI and revisions to Rider TC.	:	

NOTICE OF APPEAL

TO: Donna Caton, Chief Clerk
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

THE ILLINOIS COMMERCE COMMISSION IS HEREBY NOTIFIED that, A. Finkl & Sons, Abbott Laboratories, Inc., Air Products & Chemicals Company, Bunge Lauhoff Grain Company, Cargill, Inc., Caterpillar Inc., Daimler Chrysler Corporation, Ford Motor Company, Granite City Steel Division of National Steel Corporation, Illinois Cement Company, LTV Steel Company, Marathon Ashland Petroleum, Modern Drop Forge Company, Monsanto Company, Motorola, Inc., Nabisco Brands, Inc., Northwestern Steel & Wire Company, Olin Corporation, Owens-Illinois, Inc., PPG Industries, Inc., R. R. Donnelley & Sons Company, Spectrulite Consortium, Inc., U.S. Silica Company and Viskase Corporation, (the "Illinois Industrial Energy Consumers" or "IIEC"), as Respondents in the above entitled consolidated proceedings, have been adversely affected by the Order entered by the Illinois Commerce Commission in said Consolidated

Docket Nos. 00-0259/0395/0461 on April 11, 2001, notice of which Order was received on April 13, 2001. Accordingly, said parties herewith file notice of their appeal of said Order; pursuant to the provisions of Section 10-201 of the Illinois Public Utilities Act (220 ILCS 5/10-201) and state further:

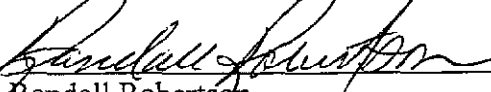
1. On May 11, 2001, said parties duly filed with the Illinois Commerce Commission an Application for Rehearing of the April 11, 2001 Order, after service of notice of such Order was made on Appellants on April 13, 2001.

2. The Illinois Commerce Commission refused to grant said Application for Rehearing on May 23, 2001, notice of which decision was received by these parties on May 24, 2001, and has failed to take any further action on said Application for Rehearing pursuant to the provisions of Section 10-113 of the Public Utilities Act of Illinois. (220 ILCS 5/10-113).

WHEREFORE, the above named parties, as the Illinois Industrial Energy Consumers, are hereby giving notice to the Illinois Commerce Commission of the appeal of the April 11, 2001 Order of the Illinois Commerce Commission in Consolidated Dockets 00-0259/0395/0461 to the Illinois Appellate Court, Fourth District, for the purpose of having the reasonableness and lawfulness of same inquired into and determined.

DATED this 27th day of June, 2001.

A. FINKL & SONS CO., et. al.



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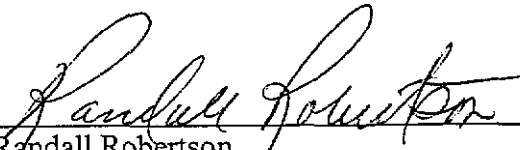
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STATE OF ILLINOIS :
: SS
COUNTY OF MADISON :

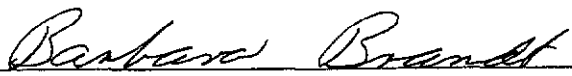
PROOF OF SERVICE

I, Randall Robertson, being an attorney admitted to practice in the State of Illinois, and one of the attorneys for the Illinois Industrial Energy Consumers, do hereby certify that on the 27th day of June, 2001, I did serve a copy of the foregoing Notice of Appeal on the Illinois Commerce Commission, with Proof of Service thereon, by filing a copy of same with the Clerk of the Illinois Commerce Commission at the Springfield, Illinois office of the Illinois Commerce Commission and on the parties in interest by depositing same in the United States Mail in Granite City, Illinois, 62040, addressed as shown on the attached service list, with postage fully prepaid thereon.

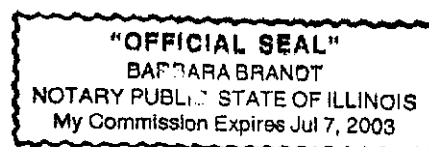


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SUBSCRIBED AND SWORN TO before me, a Notary Public, on this 27th day of June, 2001.



NOTARY PUBLIC



STATE OF ILLINOIS :
 :
COUNTY OF MADISON : SS

PROOF OF SERVICE

I, Randall Robertson, being an attorney admitted to practice in the State of Illinois, and one of the attorneys for A. Finkl & Sons Co., Inc., do hereby certify that I did on the 27th day of June, 2001, serve a copy of the foregoing Petition for Review and Proof of Filing of same on the Illinois Commerce Commission by filing of same with the Clerk of the Illinois Commerce Commission at the Commission's Springfield, Illinois office, and upon all parties in interest, as shown on the attached service list, by depositing same in the U.S. Post Office in Granite City, Illinois, with postage fully prepaid thereon.



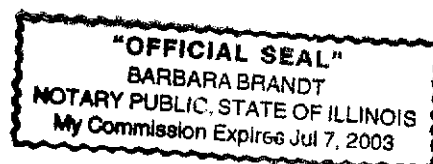
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